

Our Reference: UMJ-102-B (UM1544p1)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Curtis L. Munson & Ralph T. Yang
Serial Number: 09/632,891
Filing Date: August 7, 2000
Examiner/Art Group Unit: Tam M. Nguyen/1764
Title: SULFUR RESISTANT ADSORBENTS

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER PRIOR PATENTS

Petitioner, Chevron, U.S.A., is the 100% owner of the entire right, title and interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer filed prior to the grant of U.S. Patent Nos. 6,215,037 and 6,423,881. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent Nos. 6,215,037 and 6,423,881 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent Nos. 6,215,037 and 6,423,881, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I certify under 37 CFR 3.73(b) that the Petitioner is the assignee of the entire right, title and interest in the patent application identified above by virtue of:


- A. ☒ An Assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 011066, Frame 0414, on August 7, 2000.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization and is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

March 15, 2005
Date


Signature

Julia Church Dierker
TYPED OR PRINTED NAME

Attorney for Applicant/Petitioner
TITLE IF APPLICABLE

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) was charged to Applicants' Attorney's Deposit Account on April 7, 2004.
- ☒ PTO suggested wording for terminal disclaimer was
☒ substantially unchanged, ___ changed (if changed, an explanation should be supplied).

Chevron Terminal Disclaimer S.N. 09/632,891 Page 2 of 2

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REJECTION OVER PRIOR PATENTS

Petitioner, the Regents of the University of Michigan, is the 100% owner of the entire right, title and interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer filed prior to the grant of U.S. Patent Nos. 6,215,037 and 6,423,881. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent Nos. 6,215,037 and 6,423,881 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent No. 6,215,037 and 6,423,881, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I certify under 37 CFR 3.73(b) that the Petitioner is the assignee of the entire right, title and interest in the patent application identified above by virtue of:

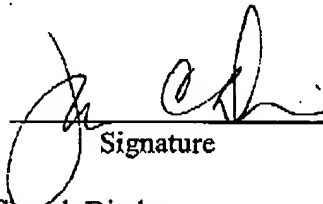
- A. ☒ An Assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 011065, Frame 0397, on August 28, 2000.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization and is empowered to sign this certificate on behalf of the assignee.

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March 15, 2005
Date


Signature

Julia Church Dierker
TYPED OR PRINTED NAME

Attorney for Applicant/Petitioner
TITLE IF APPLICABLE

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- ☒ PTO suggested wording for terminal disclaimer was
☒ substantially unchanged, ___ changed (if changed, an explanation should be supplied).

UM Terminal Disclaimer S.N. 09/632,891 Page 2 of 2

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Law Offices of
DIERKER & ASSOCIATES, P.C.
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FACSIMILE TRANSMISSION

DATE: March 15, 2005

OUR REFERENCE: UMJ-102-B

TO: USPTO
Attn: Tam Nguyen

FACSIMILE NO.: (571) 273-1452

FROM: Julia Church Dierker

RE: Serial No. 09/632,891

PAGES TO FOLLOW: -5-

MESSAGE: As discussed, please enter the attached revised Terminal Disclaimers in the above-identified application. Thank you.
Julia

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Title: SULFUR RESISTANT ADSORBENTS

CERTIFICATION OF FACSIMILE TRANSMISSION

Sir:

Transmitted with this document are two (2) Terminal Disclaimers in the above-identified application.

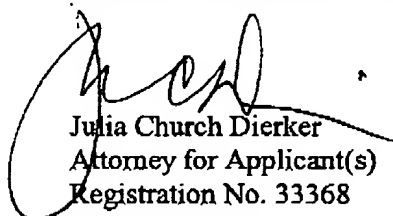
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I hereby certify that this correspondence was transmitted, via Facsimile, to the U.S. Patent and Trademark Office, Attention: Examiner Tam Nguyen, facsimile no. (571) 273-1452 on March 15, 2005.

Respectfully submitted,

DIERKER & ASSOCIATES, P.C.


Julia Church Dierker
Attorney for Applicant(s)
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Dated: March 15, 2005
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